

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the

Southern District of New York

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff

v.

MICHAEL R. BALBOA and GILLES T.
DE CHARSONVILLE,

Defendant

11 CIV 8731

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Michael R. Balboa

71 Lodge Close, Stoke D'Abernon, Surrey, United Kingdom KT11 2SH

A lawsuit has been filed against you.

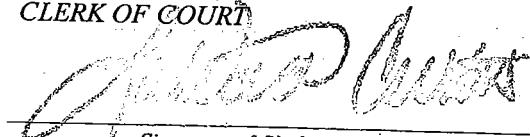
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Nancy A. Brown, Esq.

Securities and Exchange Commission
3 World Financial Center
New York, NY 10281

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

RUBY J. KRAJICK

CLERK OF COURT



Signature of Clerk or Deputy Clerk

DEC 01 2011

Date: _____

Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) _____
 was received by me on (date) _____

I personally served the summons on the individual at (place) _____
 on (date) _____; or

I left the summons at the individual's residence or usual place of abode with (name) _____
 , a person of suitable age and discretion who resides there,
 on (date) _____, and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) _____, who is
 designated by law to accept service of process on behalf of (name of organization) _____
 on (date) _____; or

I returned the summons unexecuted because _____; or

Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: _____

*Server's signature*_____
 Printed name and title*Server's address*

Additional information regarding attempted service, etc:

U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURN

See "Instructions for Service of Process by U.S. Marshal"

PLAINTIFF SECURITIES AND EXCHANGE COMMISSION	COURT CASE NUMBER 11 CIV 8731
DEFENDANT MICHAEL R. BALBOA, et al.	TYPE OF PROCESS S/C
NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN SERVE AT { MICHAEL BALBOA ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)	

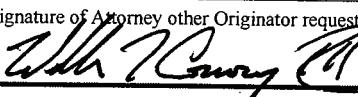
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW	Number of process to be served with this Form 285
U.S. SECURITIES AND EXCHANGE COMMISSION WILLIAM CONWAY, ESQ. 3 WORLD FINANCIAL CENTER, SUITE 400 NEW YORK, NY 10281	Number of parties to be served in this case
	Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (*Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service*):

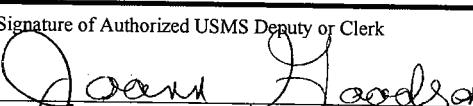
Fold

Fold

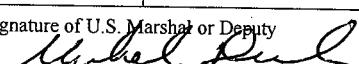
INDIVIDUAL WAS ARRESTED BY U.S. POSTAL INSPECTION SERVICE (AGENT JESSICA BROWN) on 12/1/2011 AND IS CURRENTLY IN U.S. MARSHALL'S CUSTODY. CASE NUMBER FOR RELATED CRIMINAL ACTION IN SDNY IS: 11 MAG 3038

Signature of Attorney other Originator requesting service on behalf of: 	<input checked="" type="checkbox"/> PLAINTIFF	TELEPHONE NUMBER	DATE
	<input type="checkbox"/> DEFENDANT	212-336-0956	12/2/11

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process 61	District of Origin No. 34	District to Serve No. 34	Signature of Authorized USMS Deputy or Clerk 	Date 12/2/11
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I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the individual, company, corporation, etc. shown at the address inserted below. I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above) Michael Balboa	<input type="checkbox"/> A person of suitable age and discretion then residing in defendant's usual place of abode		
Address (complete only different than shown above) 500 Pearl Street Suite 400 New York, New York 10007	Date 12/2/11	Time 5:25	<input type="checkbox"/> am <input checked="" type="checkbox"/> pm
	Signature of U.S. Marshal or Deputy 		

Service Fee 55.00	Total Mileage Charges including endeavors)	Forwarding Fee	Total Charges 55.00	Advance Deposits	Amount owed to U.S. Marshal* or (Amount of Refund*) \$0.00
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REMARKS:

PRINT 5 COPIES:

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

11-8731-2